

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

RICHARD P. BEAUREGARD  
and LAURA BEAUREGARD,  
Plaintiffs

v.

EVEREST PARTNERS, LLC  
Defendant

CIVIL ACTION  
NO:05-10472-RGS

MOTION FOR CONTINUANCE OF SCHEDULING  
CONFERENCE PURSUANT TO FRCP 16 (b) & LR16.1

Now comes the plaintiff in the above-entitled matter, Richard P. Beauregard, and respectfully requests that the Court reschedule the Scheduling Conference in the above-entitled matter, presently scheduled for Monday, June 6, 2005, at 4:15 p.m.

As reason therefor, plaintiff's counsel states that he has a scheduling conflict for that date and time, as it is the date of the annual Lowell Bar Association meeting, which plaintiff's counsel will be attending all day.

WHEREFORE: counsel for the plaintiff respectfully requests that this Court reschedule the Scheduling Conference in this matter either prior to or after the date of June 6, 2005.

Dated: May 16, 2005

HOWARD H. SWARTZ, ESQUIRE  
Attorney for the Plaintiff  
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Assented To:

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5-25-05  
Searns, DS -  
Allowed to  
Monday, July 11, 2005  
at 3:00 P.

By the Court  
Mary H. Murphy  
Deputy Clerk

The Law Offices Of  
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Howard H. Swartz \*  
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May 16, 2005

Honorable Richard G. Stearns  
U.S. District Court  
District of Massachusetts  
John Joseph Moakley  
U. S. Courthouse  
1 Courthouse Way  
Boston, MA 02210

Re: Richard Beauregard, et al v. Everest Partners, LLC  
Civil Action No: 05-10472-RGS

Dear Judge Stearns:

Enclosed please find Motion for Continuance of Scheduling Conference Pursuant to FRCP 16 (b) & LR16.1 relative to the above-entitled matter.

Please be advised that I will be out of the country from July 13, 2005 to July 29, 2005 and would appreciate it if you would please not reschedule the Scheduling Conference in this matter between those dates.

Should you have any questions, or need any additional information, please feel free to contact me.

Thank you for your courtesy in this matter.

Very truly yours,



Howard H. Swartz

HHS/njm  
cc: Michael L. Mahoney, Esquire  
Mullen & McGourty  
52 Temple Place  
Boston, MA 02111